

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First-Named Inventor: SHTEYN  
Application No.: 09/433,257 Conf.:  
Date Filed: 11/04/1999

Docket No.: A 023782 US  
Art Unit:  
Examiner:

Title: PARTITIONING OF MP3 CONTENT FILE FOR EMULATING STREAMING  
PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a USPTO notice or action dated 1/9/2006.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION.

NOTE: A grantable petition requires: (1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer w/disclaimer fee (IF filed before 6/8/1995); and (4) Statement that the entire delay was unintentional.

1. PETITION FEE UNDER 37 CFR §1.17(m):  
☒ Please charge the petition fee to Deposit Account 14-1270.
2. REPLY AND/OR FEE:  
☒ The reply and/or fee to the above-noted Office Action in the form of Appeal Brief  
☐ has been filed previously on \_\_\_\_\_.  
☒ is enclosed herewith.  
☐ The issue fee  
☐ has been paid previously on \_\_\_\_\_.  
☐ is enclosed herewith.
3. TERMINAL DISCLAIMER WITH DISCLAIMER FEE:  
☐ Since this application was filed after June 8, 1995, no terminal disclaimer is required.  
☐ A terminal disclaimer and the required disclaimer fee disclaiming the required period of time is enclosed herewith.
4. STATEMENT:  
☒ The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Please charge any fees which may be required, or credit any overpayment to Deposit  
Account No. 14-1270.

Date: AUG - 18 - 2006

Respectfully submitted,


By



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Enclosures:

- ☒ Fee Payment
- ☒ Reply
- ☐ Terminal Disclaimer Form
- ☐ Additional sheets containing statements establishing unintentional delay
- ☒ Other: Transmittal in Support of Appeal Brief

CERTIFICATE OF MAILING or TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to "Commissioner for Patents, Washington, D.C. 20231," or being facsimile transmitted to the USPTO at (703) 308-6916, on the date indicated below.	
(Date) <u>8/18/06</u>	(Signature)  (Name) <u>Vilimaina Naga</u>